

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

J&J SPORTS PRODUCTIONS, INC.,  
Plaintiff,

v.

4326 KURZ, LTD., d/b/a PITCHERS PUB,  
a/k/a PITCHER'S PUB et al.,  
Defendants.

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CIVIL ACTION

NO. 07-3850

**Order**

**AND NOW** on this 30th day of June 2009, upon consideration of plaintiff's motion for summary judgment (Doc. No. 23), defendants' response, and plaintiff's reply thereto, and defendants' cross-motion for summary judgment (Doc. No. 29) and plaintiff's response thereto,

**IT IS HEREBY ORDERED** that:

1. Plaintiff's motion for summary judgment is **DENIED**.
2. Defendants' cross-motion for summary judgment is **DENIED**.
3. Trial is scheduled for August 17, 2009 at 10:00 a.m.

s/William H. Yohn Jr.  
William H. Yohn Jr., Judge